



PATENT
DOCKET NO. S4264.000/P000

#24 AF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application of

Charles B. SIMONE

Serial No. 08/605,628

Filed: February 22, 1996

For: METHOD AND APPARATUS FOR
LIFESTYLE RISK EVALUATION AND
INSURABILITY DETERMINATION

Examiner: J. Thomas
Art Unit: 2411

NOTICE OF APPEAL

Assistant Commissioner for Patents
Box AF
Washington, D.C. 20231

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Sir:

Applicant hereby appeals to the Board of Appeals in response to the Office Action dated April 29, 1997. Applicant had filed an appeal once before in this action from a final rejection dated August 30, 1996, rejecting claims 1-8 of the above referenced invention. In response to that appeal, the examiner filed a new Office Action on April 29, 1997. Applicant hereby appeals for a second time to the Board of Appeals.

No check is believed due because the appropriate fee (\$150.00) was paid earlier along with the first Notice of Appeal dated November 22, 1996. Given the fact that the Board never considered the first appeal Applicant believes that no additional fee is due. If a fee is due, the Commissioner is authorized to charge any fee or additional fee due in connection with this communication to Deposit Account No. 04-1073.

Respectfully submitted,

By:

Jon D. Grossman
Registration No. 32,699

Date: JULY 28, 1997
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